

IN THE DISTRICT COURT OF THE UNITED STATES  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
ASHEVILLE DIVISION

CIVIL NO. 1:05CV55

TERRY ALVIN HYATT,	)	
	)	
Petitioner,	)	
	)	
Vs.	)	<u>J U D G M E N T</u>
	)	
GERALD BRANKER, Central Prison,	)	
Raleigh, North Carolina,	)	
	)	
Respondent.	)	
_____	)	

For the reasons set forth in the Memorandum of Opinion filed  
herewith,

**IT IS, THEREFORE, ORDERED, ADJUDGED, AND DECREED** that  
the Respondent's motion for summary judgment is **ALLOWED**, the  
Petitioner's petition for a writ of habeas corpus pursuant to 28 U.S.C. §  
2254 is **DENIED**, and this matter is hereby **DISMISSED WITH**  
**PREJUDICE** in its entirety.

Signed: September 24, 2008

A handwritten signature in dark ink, appearing to read 'L. H. Thornburg', is written over a horizontal line.

Lacy H. Thornburg  
United States District Judge

